

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

**OBEL CRUZ-GARCIA,**  
Petitioner,

*v.*

**BOBBY LUMPKIN, Director,**  
Texas Department of  
Criminal Justice,  
Correctional Institutions Division,  
Respondent.

Case No. 4:17-CV-03621

District Judge Vanessa D. Gilmore

**CAPITAL CASE**

**PETITIONER'S FIRST ADVISORY REGARDING STATE COURT PROCEEDINGS**

In an order issued on January 29, 2021, the Court stayed this case so that Petitioner Obel Cruz-Garcia could return to state court to exhaust certain of his claims. [ECF No. 59] The order provides that “[e]very ninety (90) days after Petitioner submits his successive state application, Petitioner will file an advisory informing this Court of the status of his subsequent state habeas corpus application.” *Id.* at 12. Pursuant to the Court’s order, Petitioner submits the following advisory:

Petitioner timely filed his successive state habeas corpus application on April 9, 2021. The application has been assigned case number WR-85,051-05 in the Texas Court of Criminal Appeals (the “CCA”). To date, the CCA has not taken any action on the Petitioner’s application.

Respectfully submitted,

DATE: July 8, 2021

JASON D. HAWKINS  
Federal Public Defender

/s/ *David C. Currie*

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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing Petitioner's First Advisory Regarding State Court Proceedings has been served by CM/ECF upon counsel for Respondent on July 8, 2021:

Postconviction Litigation Division  
Office of the Attorney General  
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/s/ David C. Currie  
Assistant Federal Defender